GREENSVILLE COUNTY BOARD OF SUPERVISORS AGENDA

MONDAY, DECEMBER 5, 2016 5:00 P.M. - CLOSED SESSION 6:00 P.M. - REGULAR SESSION

ITEM NO.	DESC	DESCRIPTION												
I.	CALL	TO ORDER – 5:00 P.M.												
П.		ED SESSION - Section 2.2-3711 (a) 1) Personnel, 5) Business and/or ry and Legal Matters												
	A.	Personnel Matters												
	B.	Business and/or Industry Matters												
	C.	Legal Matters												
III.	RETU	RN TO REGULAR SESSION												
IV.	CERT	CERTIFICATION OF CLOSED MEETING-Resolution #17-53												
V.	APPR	APPROVAL OF AGENDA												
VI.	APPR	OVAL OF CONSENT AGENDA												
	A.	Minutes – See Attachment – <u>L.</u>												
	B.	Warrants – See Attachment – $\underline{\mathbf{M}}$.												
	C.	Resolution #17-54 regarding Personnel Matters Resulting from Closed Session												
VII.	PUBL	IC HEARING – 6:00 P.M.												
	A	ZTA-1-16 – Greensville County –See Attachment – N.												
	B.	Comprehensive Plan Addition – See Attachment – <u>O.</u>												
VIII.	RETU	JRN TO REGULAR SESSION												
	A. A	ction Resulting from Public Hearing												
IX.	ITEM	S WITH APPOINTMENTS - None												

X. <u>CITIZENS COMMENTS</u>

XI. <u>OTHER MATTERS</u>

- A. Cell Phone Initiative Monthly Progress Report See Attachment \underline{P} .
- B. Broadband Initiative Monthly Progress Report See Attachment Q.
- C. Boards and Commissions Appointment

XII. <u>MISCELLANEOUS MATTERS</u>

- A. Staff Work Programs
- B. Departmental Reports

XIII. <u>ADJOURNMENT</u>

At the Regular Meeting of the Greensville County Board of Supervisors, held on Monday, November 21, 2016, with Closed Session beginning at 4:00 P.M. and Regular Session beginning at 6:00 P.M., at the Greensville County Government Building, 1781 Greensville County Circle, Emporia, Virginia.

Present:

Peggy R. Wiley, Chairman

Michael W. Ferguson, Vice-Chairman

Dr. Margaret T. Lee Raymond L. Bryant, Jr.

Chairman Wiley called the meeting to order.

In Re: Closed Session

Mr. Whittington, County Administrator, stated that Staff recommended the Board go into Closed Session, Section 2.2-3711 (a) 1) Personnel and 5) Business and/or Industry Matters.

Supervisor Ferguson moved, seconded by Supervisor Bryant, to go into Closed Session, as recommended by Staff. Voting aye: Supervisors Bryant, Ferguson, Lee and Chairman Wiley.

In Re: Regular Session

Mr. Whittington stated that Staff recommended the Board of Supervisors return to Regular Session.

Supervisor Bryant moved, seconded by Supervisor Ferguson, to go into Regular Session. Voting aye: Supervisors Bryant, Ferguson, Lee and Chairman Wiley.

In Re: Certification of Closed Meeting – Resolution #17-46

Supervisor Bryant moved, seconded by Supervisor Ferguson, to adopt the following Resolution. A roll call vote was taken, as follows: Supervisor Bryant, aye; Supervisor Ferguson, aye; Supervisor Lee, aye and Chairman Wiley, aye.

RESOLUTION #17-46 CERTIFICATION OF CLOSED MEETING

WHEREAS, the Greensville County Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provision of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by the Greensville County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law:

NOW, THEREFORE, BE IT RESOLVED that the Greensville County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Greensville County Board of Supervisors.

Chairman Wiley led the Pledge of Allegiance and gave the Invocation.

In Re: Approval of Agenda

Mr. Whittington stated that Staff recommended approval of the agenda with no added items.

Supervisor Lee moved, seconded by Supervisor Bryant, to approve the agenda as submitted. Voting aye: Supervisors Bryant, Ferguson, Lee and Chairman Wiley.

In Re: Approval of Consent Agenda

Mr. Whittington stated that Staff recommended approval of the Consent Agenda.

Supervisor Bryant moved, seconded by Supervisor Lee, to approve the Consent Agenda containing the following items: Voting aye: Supervisors Bryant, Ferguson, Lee and Chairman Wiley.

Minutes of the Meeting held on November 7, 2016.

Budgetary Matters consisting of the following: Fund #001 – Budget Amendment Resolution #17-47, in the amount of \$2,521.38; Fund #010 - Budget Amendment Resolution #17-48, in the amount of \$18,000.00; Fund #013 – Budget Amendment Resolution #17-49, in the amount of \$245.80 and Fund #018 – Budget Amendment Resolution #17-50, I the amount of \$1,580.00, all of which are incorporated herein by reference.

Warrants:

Approval of Accounts Payable for November 21, 2016, in the amount of \$429,702.66

In Re: Citizens Comments

Mr. Whittington addressed the public, asking anyone wishing to address the Board of Supervisors to please come forward and state their name for the record. There was no one.

In Re: Resolution #17-51 - Donation of Real Estate to Greensville County

Mr. Whittington addressed the Board of Supervisors and read the following resolution into record. He then stated that Staff recommended approval of Resolution #17-51.

RESOLUTION#17-51 RE: JANSON DONATION

IT IS HEREBY RESOLVED by the Board of Supervisors ("Board") of Greensville County, Virginia ("County"), that the County accepts title to the real property situate in Belfield Magisterial District, described in the deed of gift from John M. Janson, in the form this day presented, the real property conveyed thereby being all real property owned by John M. Janson as of the date of the deed of gift, shown on a plat made by James T. Bradley, LS, dated September 26, 2014, recorded in the Clerk's Office of the Circuit Court for Greensville County, Virginia, in Plat Book 16 at page 151.

IT IS HEREBY FURTHER RESOLVED by the Board that K. David Whittington, County Administrator, is authorized to sign a Certificate of Acceptance evidencing acceptance of title to said real property by the County.

Supervisor Ferguson moved, seconded by Supervisor Bryant, to approve Resolution #17-51. Voting aye: Supervisors Bryant, Ferguson, Lee and Chairman Wiley.

In Re: Crater Health District

Mrs. Brenda Parson addressed the Board of Supervisors stating that Staff had recently received a letter from the Crater Health District stating that they had finalized their year-end settlement. She stated that the year-end settlement showed that Greensville County was due to

receive a refund in the amount of \$16,129.01. She further stated that the Crater Health District was requesting that Greensville County approve the amount to be carried over to the FY2017 budget to support the state match requirements. She then stated that Staff was recommending denial of the request.

Supervisor Ferguson moved, seconded by Supervisor Bryant, to deny the request by the Crater Health District. Voting aye: Supervisors Bryant, Ferguson, Lee and Chairman Wiley.

In Re: Child Advocacy Center

Mr. Whittington stated that there was a contract among Greensville County, the City of Emporia and the Family Violence Sexual Assault Unit. He stated the contract was for the establishment of a Child Advocacy Center that would be located on the third floor of the Commonwealth's Attorney's Office. He further stated that the contract had been reviewed by all three parties and Staff was recommending approval of the contract.

Supervisor Ferguson moved, seconded by Supervisor Lee, to approve the Child Advocacy Center's contract. Voting aye: Supervisors Bryant, Ferguson, Lee and Chairman Wiley.

In Re: Adjournment

With there being no further business, Supervisor Ferguson moved, seconded by Supervisor Bryant, to adjourn the meeting. Voting aye: Supervisors Bryant, Ferguson, Lee and Chairman Wiley.

Peggy R. Wiley, Chairman

K. David Whittington, Clerk

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COUNTY OF GREENSVILLE BUILDING AND PLANNING DEPARTMENT

TO:

The Honorable Board of Supervisors

FROM:

Linwood E. Pope, Jr., Planning Director

RE:

ZTA-1-16 County of Greensville

DATE:

November 30, 2016

The proposed additions to the Zoning Ordinance are necessary due to the interest of solar farm development within the County.

The applicant, Greensville County, desires to amend Article 23: DEFINITIONS, to include the following additions:

- 23-2-98.2 Photovoltaic or PV: Materials and devices that absorb sunlight and convert directly into electricity.
- 23-2-102.1 Rated capacity: The maximum capacity of a solar energy project based on the sum total if each photovoltaic system's nameplate, capacity.
- 23-2-125.1 Solar Energy Project, greater than 20 MW $_{AC}$. An energy conversion system consisting of photovoltaic panels, support structures, and associated control, conversion, and transmission hardware, with a rated capacity greater than 20 MW $_{AC}$.
- 23-2-125.2 Solar Energy Project, 20 MW_{AC} or less: An energy conversion system consisting of a photovoltaic panels, support structures, and associated control, conversion hardware with a rated capacity of 20 MW_{AC} or less [and is an accessory use to the main use of the property].

ZTA-1-16 County of Greensville November 30, 2016 Page Two

In addition, Greensville County, desires to amend Article 4: PERMITTED USES IN PRIMARY ZONING DISTRICTS, Table 4.1, Permitted use Table to include the following uses:

PERMI FOR ZONING DISTRICT DESCRIPTION OF USES	TTED S IN	ZONI	ILLE CO	UNTY, VA TRICTS II	N WHICH				
(** indicates a use that is mandated by Virginia Code)		RI-A	R1-B	R1-C	R2-A	R2-B	B-1	B-2	M-1
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Solar Energy Project, greater than $20MW_{AC}$ in Agricultural Districts only with the issuance of a Conditional Use Planned Development.	υ								
BUSINESS AND PROFESSIONAL SERVICES									
Solar Energy Project, 20MW _{AC} or less in Business and Industrial Districts only with the issuance of a Conditional Planned Use Development.							ט	ט	ט

The proposed changes to the Permitted Use Table (Table 4.1) will allow the establishment of a Solar Energy project only with the issuance of a Conditional Planned Use Development by the Board of Supervisors.

Conditional Use Planned Developments are intended to provide for developments that are of a different character from the provisions of existing zoning districts. Conditional Use Planned Developments provide for the modification of use and bulk requirements as well as to authorize approval of additional standards and exceptions that are not already specifically established by the ordinance. A conditional use planned development may be part of other actions such as a rezoning, conditional use, special exception, or special use permit or may be a stand-alone provision, based on the circumstances of the request.

A conditional used planned development provides for the planning commission to recommend, and the board of supervisors to authorize, specific uses not permitted within a specific zoning district, provided that the board of supervisors considers the following in making their determination:

(a) That the uses permitted by such exception are necessary or desirable and are appropriate with respect to the primary purpose of the development.

ZTA-1-16 County of Greensville November 30, 2016 Page Three

- (b) That the uses permitted by such exception are not of such a nature or located so as to exercise a detrimental influence on the surrounding neighborhood.
- (c) If a use is not specifically enumerated in the zoning ordinance by-right, special exception, or special use in any district, then the planning commission may recommend and the board of supervisors may authorize such use. Nothing contained in this section shall be construed to permit the approval of any use specifically prohibited.

A conditional used planned development provides for the planning commission to recommend, and the board of supervisors to authorize, exceptions to the applicable bulk (e.g., height, setback, yards, etc.) and/or development regulations of the zoning ordinance; provided that the planning commission and board of supervisors shall consider:

- (a) That such exception shall be solely for the purpose of promoting an integrated plan no less beneficial to the residents or occupants of the development, as well as neighboring property, than would be obtained under the zoning ordinance's bulk and/or development regulations for buildings developed on separate zoning lots.
- (b) That the minimum lot requirements of the zoning ordinance may be decreased without limitation; provided that permanent open space or land, in an amount equivalent to that by which each residential lot or building site has been diminished under this provision, shall be provided in common areas within the development.
- (c) The director of planning, planning commission or board of supervisors may require any reasonable method to guarantee that open spaces provided as an integral part of the conditional use planned development shall always remain available to those people for whom they were designed to serve and that such open spaces shall be reasonably maintained.

The proposed amendments have been reviewed by an attorney from McGuireWoods LLP and have been found to be compatible with the Goals and Objectives of the Greensville County Comprehensive Plan as well as the County Zoning Ordinance. Therefore, Staff recommends approval of the applicant's request to amend Article 4, Table 4.1 and Article 23: Definitions, as indicated above.

STAFF RECOMMENDATION

APPROVAL

PLANNING COMMISSION RECOMMENDATION

APPROVAL

LEP, Jr./sdc



ZONING TEXT AMENDMENT

	File #: 21A-1-16
Applicant	Contact Person (If different from Applicant)
Name: Country of Greensur Physical Address: 1781 Greensur Le	Cir.
Mailing Address: <u>same</u>	
Telephone: (434)348-4232	
Ordinance Section (s): Outrile 23: Oc 20 MWac " "Solar Energy Project and "Roted capacity". 2) Outr Grather than 20 mwac in Ogic Do the above section (s) currently exist? Yes and allow solar Energy Project Proposed Wording: districts only we Use Development	Ld "Solar Energy Project, greater than Ct, 20 mwac or less", "Photovoltaic" or "P", éle 4, 2able 4.1: add allow Solar Energy Project, ultural Districts only w/ the issuances of a No X Conditional Use Planned Development t, 20 mwac or less in businiss and industrial th the issuance of a Conditional Planned
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The foregoing information is complete and con	rect to the best of my knowledge.
Notin Popel ada	10/20/2016
Applicant '	Date
Received by:	Date:
Planning Commission Action:	
Board of Supervisors Action:	

PUBLIC HEARING Zoning Matters

The Greensville County Planning Commission will conduct a public hearing on Tuesday, November 29, 2016 at 7:30 p.m. in the County Board Room of the Greensville County Government Building, 1781 Greensville County Circle, Emporia, VA and the Board of Supervisors will conduct a public hearing on Monday, December 5, 2016 at 6:00 p.m. in the County Board Room of the Greensville County Government Building, 1781 Greensville County Circle, Emporia, VA to consider the following:

ZMA-1-16 SolUnesco, LLC requests a zoning map amendment to rezone from A-1 Agricultural District to A-1 Agricultural District with a Conditional Use Planned Development (CUPD) to allow for a solar farm as a use exception in the A-1 District. The property is known as Greensville County Tax Maps-Parcels: 36-33, 36-37, 42-8, 42-9, 33-51, 32-52, 42-10, 42-20, 42-20C, 42-21, 42-22, and 42-55; and, is located in the Brink area at the intersection of Brink Road (State Route 627)/Independence Church Road (State Route 633), in Election District Two.

ZTA-1-16 County of Greensville initiates proposed amendments to the Greensville County Zoning Ordinance.

- 1) Additions to Article 23, Definitions to include each of the following: "Solar Energy Project, greater than 20MW_{AC}", "Solar Energy Project, 20MW_{AC} or less", "Photovoltaic" or "PV", and "Rated capacity".
- 2) Additions to Article 4, Permitted Uses In Primary Zoning Districts, Table 4.1, Permitted Use Table to include the following:
 - Allow Solar Energy Project, greater than 20MW_{AC} in Agricultural Districts only with the issuance of a Conditional Use Planned Development.
 - Allow Solar Energy Project, 20MW_{AC} or less in Business and Industrial Districts only with the issuance of a Conditional Planned Use Development.

This petition is on file and can be viewed in the Planning Office, 1781 Greensville County Circle, Emporia, VA each Monday through Friday, 8:00 a.m. to 5:00 p.m. Interested persons desiring to express their opinion may do so by writing the County Planning Office or by appearing at the hearings.

Advertise:

Wednesday, November 16, 2016 Wednesday, November 23, 2016

Wednesday, November 30, 2016

COUNTY OF GREENSVILLE BUILDING AND PLANNING DEPARTMENT

TO:

The Honorable Board of Supervisors

FROM:

Linwood E. Pope, Jr., Planning Director

RE:

Comprehensive Plan additions

DATE:

November 30, 2016

Virginia planning legislation requires the County of Greensville to prepare a Comprehensive Plan indicating the County's long-range recommendations for general development. Once adopted by the County Board of Supervisors, the Comprehensive Plan becomes a public document. The plan is based on the study and analysis of existing conditions, growth trends, and probable future needs of the community. Recommendations of the plan are typically general and long-range in nature, allowing for a 20 year timeframe.

The Comprehensive Plan has a number of specific goals to be accomplished. Most important are certain aspects of the rural development pattern which need to be properly controlled in a manner that respects the overall rural nature of the County while allowing for growth in designated areas.

Virginia statutes authorizing planning as a function of local government include a list of elements that a plan may include and areas of importance that should be surveyed and studied during the preparation of the plan. These statutes also authorize methods of implementation such as a capital improvements program, subdivision ordinance, zoning ordinance, and zoning district map. The following chapters adequately comply with these directives of the statute.

This Comprehensive Plan includes the designation of areas for public and private development including various types of residential, business, industrial, agricultural, conservation, recreation and flood plain/drainage uses. Other designations include transportation facilities such as streets and bridges, utilities, and community service facilities such as schools, parks, and public buildings.

The Comprehensive Plan must include stated goals supported by the citizens in order for it to be useful. The design of the plan and its various tools for implementation (such as the Zoning Ordinance, Subdivision Ordinance, etc.) should be closely based on these goals.

The Goals and Objectives outlined in the Greensville County Comprehensive Plan include:

GENERAL

- Provide adequate governmental services, including public utilities, to meet the needs of Greensville's citizens.
- Coordinate development with the provision for public utilities and services.
- Preserve the rural character of the County by directing and controlling growth in designated areas.
- 4) Coordinate land use planning with adjoining localities.

Comprehensive Plan November 30, 2016 Page Two

LAND USE GENERAL

- Encourage new development that compliments surrounding uses.
- Concentrate development in appropriate locations by encouraging more efficient site design and incorporating proper buffers between differing uses.

RESIDENTIAL

- Encourage the infill development of housing types and densities consistent with existing neighborhoods. Promote medium density housing in urban and suburban areas around Emporia. Promote low density housing in areas expanding outward from Emporia.
- Promote housing development in areas that are serviced by public water and sanitary sewer.
- Prevent the encroachment of conflicting land uses on existing viable neighborhoods.

COMMERCIAL/INDUSTRIAL

- Encourage commercial uses to locate in or near existing commercial centers.
- Encourage new commercial enterprises through the promotion of the County's Industrial Park.
- Maintain an attractive economic and regulatory atmosphere to gain new commercial operations.
- 4) Plan future industrial sites near major transportation systems and utility lines.
- 5) Evaluate large scale industrial economic development projects that will provide an economic benefit to the County but that may not be in designated development areas or near major transportation systems.

PUBLIC FACILITIES

- Provide adequate levels of public services to all people of the County as efficiently and economically as possible.
- Maximize the best use of existing facilities and systems through renovation or expansion.
- 3) Plan accordingly for the future needs of the population.

HOUSING AND COMMUNITY DEVELOPMENT

- Continue to encourage the provision of decent, safe and sanitary housing in a suitable living environment for all of the County's citizens regardless of race, gender, age or income level.
- Promote compatible infill development in existing neighborhoods and encourage a diversity of housing types.
- 3) Encourage the construction of elderly housing, including assisted living centers, retirement homes and other housing types designed for the elderly and disabled.
- 4) Reduce blight in neighborhoods through code enforcement, state and federal housing programs, and redevelopment actions, as necessary.

Comprehensive Plan November 30, 2016 Page Three

In order to accomplish the goals and objectives outlined in the Comprehensive Plan, planning issues and strategies are developed. As a result of the interest in solar farm development, staff recommends adding the following strategies to the Comprehensive Plan which will allow for the development of solar projects within the County as long as they are not a detriment or nuisance to surrounding properties.

Staff recommends the following addition to the Comprehensive Plan:

PLANNING ISSUES & STRATEGIES

Specific planning issues were identified through the input of citizens and recommendations of County staff.

LOCAL PRODUCTION OF RENEWABLE ENERGY

 There is a great interest in the construction of Solar Energy Farms throughout the County as a result for the quest to generate environmental friendly energy

STRATEGIES/POLICIES

- a. If not detrimental to the surrounding area, Solar Energy Projects greater than 20 MW_{AC} are encouraged in agricultural zoned districts.
- b. If not detrimental to the surrounding area, Solar Energy Projects 20 MW_{AC} or less are encouraged in industrial and commercial zoned districts.
- c. It is encouraged that a Decommissioning plan be provided by the owner of such Solar Energy Projects to ensure to proper dismantling of the project.

The proposed addition to the Comprehensive Plan has been reviewed by McGuireWoods LLP law firm and is being recommended for approval.

STAFF RECOMMENDATION

APPROVAL

PLANNING COMMISSION RECOMMENDATION

APPROVAL

LEP, Jr/sdc

COUNTY OF GREENSVILLE BUILDING AND PLANNING DEPARTMENT

TO:

The Honorable Board of Supervisors

FROM:

Linwood E. Pope, Jr., Planning Director

RE:

Cell Phone Initiative

DATE:

November 1, 2016

Verizon Wireless received their FY 2017 budget in early November. Staff has spoken with Tim Dykstra and Catherine Faulkner of Verizon concerning the development of sales throughout Greensville County. I am glad to report that the proposed cell tower on Pine Log Road has received funding for construction and will be constructed in 2017.

Yesterday, November 29, 2016, staff received the Building Permit Application for the tower that will be constructed on Pine Log Road. Staff will proceed with processing the application and once the required surety bonds are received will issue the necessary construction permits.

Staff will continue to work with the Verizon on the development of additional sites throughout the County and provide the board with updates on the progress of these additional sites.

LEP, Jr/sdc

COUNTY OF GREENSVILLE BUILDING AND PLANNING DEPARTMENT

TO:

The Honorable Board of Supervisors

FROM:

Linwood E. Pope, Jr., Planning Director

RE:

Broadband Initiative

DATE:

November 30, 2016

On Monday, November 7, Staff attended a "How to Apply" workshop that was hosted by DHCD for localities wishing to apply for Virginia Telecommunication Initiative Funds. On the week of November 14, DHCD released the program criteria and guidelines for submitting an application. Staff will apply for funds through the initiative in an effort to provide broadband service to areas of the County that lack adequate service. Applications are due by December 21, 2016.

LEP,Jr/sdc